

**AFFIDAVIT OF SERVICE**

UNITED STATES DISTRICT COURT  
Southern District of New York

Index Number: 07 CIV 8011

Date Filed: 9/12/2007

Plaintiff:

**Milano Manhattan, Ltd.**

vs.

Defendant:

**Filene's Basement, Inc., et. al.,  
State of New York, County of Albany)ss.:**

Received by Court Support Inc. to be served on **Retail Ventures, Inc..**

I, J.R. O'Rourke, being duly sworn, depose and say that on the **18th day of September, 2007 at 12:40 pm, I:**

Served the within named **CORPORATION** by delivering two true copies of the **Summons in a Civil Action, Complaint and Jury Trial Demanded, 3rd Amended Instructions for Filing an Electronic Case or Appeal and Individual Practices of Naomi Reice Buchwald United States District Judge, pursuant to section 306 BCL together with statutory service fee in the amount of \$40.00** to Amy Lesch as Senior Data Entry Machine Operator of The New York State Department of State, the New York State Department of State being the **Registered Agent** of record of the within named corporation, in compliance with state statutes.

**Description** of Person Served: Age: 30, Sex: F, Race/Skin Color: White, Height: 5'10", Weight: 190, Hair: Brown, Glasses: Y

I certify that I am over the age of 18, have no interest in the above action, and am a Process Server in good standing in the jurisdiction in which the process was served.

Subscribed and Sworn to before me on the 18th day of September, 2007 by the affiant who is personally known to me.

NOTARY PUBLIC

PATRICIA A. BURKE  
Notary Public, State of New York  
No. 4922372  
Qualified in Albany County  
Commission Expires Feb. 28, 2010

J.R. O'Rourke  
Process Server

**Court Support Inc.  
181 Hillside Avenue  
Williston Park, NY 11596  
(516) 742-7455**

Our Job Serial Number: 2007003588  
Ref: 3958

State of New York - Department of State  
Receipt for Service

Receipt #: 200709180187 Cash #: 200709180177  
Date of Service: 09/18/2007 Fee Paid: \$40 - CHECK  
Service Company: 31 SERVINATOR LEGAL SUPPORT SERVICES, INC.

Service was directed to be made pursuant to: SECTION 306 OF THE BUSINESS  
CORPORATION LAW

Party Served: RETAIL VENTURES, INC.

Plaintiff/Petitioner:  
MILANO MANHATTAN, LTD.

Service of Process Address:  
CORPORATION SERVICE COMPANY  
80 STATE STREET  
ALBANY, NY 12207-2543

Secretary of State  
By AMY LESCH